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SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1902.

No. 279. 67

THE UNION AND PLANTERS BANK OF MEMPHIS, TENNESSEE, PLAINTIFF IN ERROR,

vs.

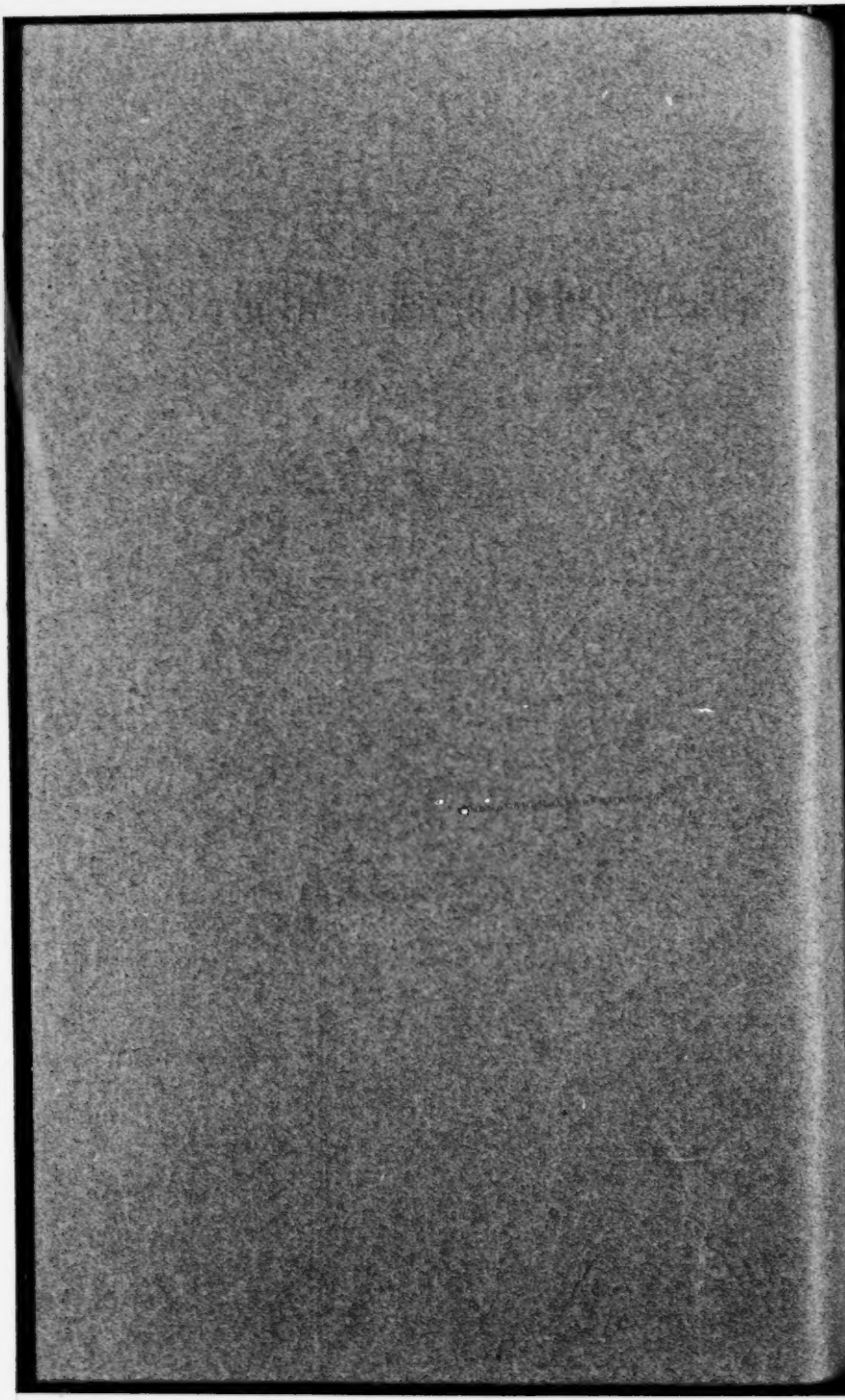
THE CITY OF MEMPHIS AND JOHN H. ALSUP, TRUSTEE.

IN ERROR TO THE CIRCUIT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TENNESSEE.

Motion to Postpone Hearing of this Case until No. 221 is Reached.

WM. H. CARROLL,
TIM. E. COOPER,
Attorneys for Motion.

S. C. TOOF & CO., PTG. & LITHO., MEMPHIS.



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vs. } No. 279.

THE CITY OF MEMPHIS AND JOHN H. ALSUP, *Trustee.*

The plaintiff in error moves that the above entitled suit be heard with the case of the Union & Planters Bank of Memphis, appellant, against the City of Memphis, No. 221, which is an appeal from the United States Circuit Court of Appeals for the Sixth Circuit, because of the identical questions involved in the two records, the appeals being from a decree entered on the 6th day of November, 1900, in the same case, in the Circuit Court of the United States for the Western Division of the Western District of Tennessee, in the Sixth Judicial Circuit, the one appeal being taken directly to this court and the other to the United States Circuit Court of Appeals for the Sixth Circuit, where the latter appeal came on to be heard on the 10th day of June, 1901, and was by the court decided on the 21st of October that year, from which decision the appeal in the latter case was taken to this court. All of which will appear from a transcript of the record of the two cases.

And John H. Watkins, attorney for the city of Memphis, and John H. Alsup, trustee, join in this motion and request.

WILLIAM H. CARROLL,
TIM. E. COOPER,
Attorneys for Plaintiff in Error.
JNO. H. WATKINS,
Attorney for Defendants in Error.